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PTO/SB/21 (12-97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/574,593	
Confirmation Number		
Filing Date	with an effective filing date of October 14, 2004	
First Named Inventor	Detlef BAASCH, Gerhard GUMPOLTSBERGER, Christoph PELCHEN, Barbara SCHMOHL, Ulrich MAIR and Thomas ROSEMEIER	
Group Art Unit	3681	
Examiner Name	Roger L. Pang	Fax: (571) 273-8300
Total No. of Pages in this Submission: 3	Attorney Docket Number	ZAHFRI P843US

## ENCLOSURES (check all that apply)

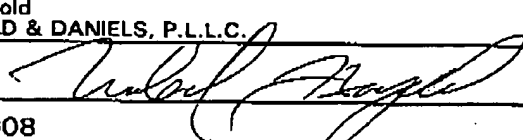
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached - Check \$ <input checked="" type="checkbox"/> Amendment/Response - 2 pgs. <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (in Duplicate) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Stmt <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part/s Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) <input type="checkbox"/> To Convert a Provisional Petition <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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MAY 30 2008

## REMARKS

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Michael J. Bujold DAVIS BUJOLD & DANIELS, P.L.L.C.	Reg. No. 32,018 CUSTOMER NO. 020210
Signature		
Date	May 30, 2008	

## CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on May 30, 2008

Signature		Date: May 30, 2008 (aag)
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PATENT APPLICATION

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Detlef BAASCH, Gerhard GUMPOLTSBERGER,  
Christoph PELCHEN, Barbara SCHMOHL, Ulrich  
Serial no. : MAIR and Thomas ROSEMEIER  
Confirmation No. : 10/574,593  
Filed :  
For : with an effective filing date of October 14, 2004  
Group Art Unit : TRANSMISSION AND DRIVE TRAIN FOR A  
Examiner : VEHICLE  
Docket : 3681  
Roger L. Pang  
ZAHFRI P843US

The Commissioner for Patents  
U.S. Patent & Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE

Dear Sir:

This response is being filed in reply to the official action mailed May 12, 2008. In that action, the Examiner requires an election of species, under 35 U.S.C. § 121, between one of the following alleged patentably distinct species of the invention:

- I. Transmission 1: Fig. 2;
- II. Transmission 2: Fig. 3;
- III. Transmission 3: Fig. 4;
- IV. Transmission 4: Fig. 5;
- V. Transmission 5: Fig. 6;
- VI. Transmission 6: Fig. 7; or
- VII. Transmission 7: Fig. 9-10.

Further, the Applicant is required to elect one of the following patentably distinct species of the claimed invention:

- VIII. Configuration 1: Fig. 11;
- IX. Configuration 2: Fig. 12;
- X. Configuration 3: Fig. 13;
- XI. Configuration 4: Fig. 14; or
- XII. Configuration 5: Fig. 15.

The Applicant elects to prosecute the species of the claimed invention shown in Group IV (Transmission 4: Fig. 5) and further elects to prosecute the species of the claimed invention shown in Group VIII (Configuration 1: Fig. 11) of the drawings. The Applicant also elects claims 26, 32, 33, 43, 46 and 47 which are readable on the elected species to be prosecuted on the merits.

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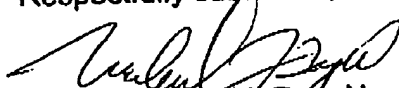
MAY 30 2008

10/574,593

The Applicant does not waive any rights with respect to the non-elected species and does not intend to abandon that subject matter. If the Examiner makes the election requirement final, the Applicant respectfully requests that the non-elected species be withdrawn from further consideration but remain in this application subject to reinstatement, in the event that a generic claim is allowed, or for possible filing of a divisional application(s).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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